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OFFICE OF PETITIONS

In re Application of
Poisel
Application No. 09/194,049
Filed: May 6, 1999
Attorney Docket: 1384.1006/JD
Title of Invention: Device For Receiving Optical
Signals with a Light Guide

ON PETITION

This is a decision on the petition under 37 CFR 1.181 to withdraw the holding of abandonment.

The petition to withdraw the holding of abandonment is **GRANTED**.

This above-identified application became abandoned for failure to timely file a response to a non-final Office Action which was mailed on March 31, 2003. The non-final Office Action set a three (3) month shortened statutory period for reply. No extensions of time were obtained under the provisions of 37 CFR §1.136(a). Accordingly, this application became abandoned on July 1, 2003. A Notice of Abandonment was mailed on October 2, 2003.

Petitioner asserts that the non-final Office action on March 31, 2003 was never received. A review of the record indicates the non-final Office action was mailed to an incorrect correspondence address. A change of correspondence address and statement under 37 CFR 3.73(b) was received in the Office on March 29, 2002. However the change of correspondence address was not entered. Thus the non-final Office action was improperly mailed.

The Notice of Abandonment is hereby vacated and the holding of abandonment is withdrawn.

This application is being forwarded to Art Unit 3663 for re-mailing of the non-final Office Action to the correspondence address of record. The extendable three month time period for reply will be set to run from the mailing date of the new Office Communication.

Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3215.

A handwritten signature in black ink, appearing to read "Charlema R. Grant". The signature is fluid and cursive, with the first name "Charlema" being more prominent than the last name "Grant".

Charlema R. Grant
Petitions Attorney
Office of Petitions